

**UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION**

In Re: Michael John Vinke  
PO Box 42975  
Charlotte, NC 28215

Jana Lynn Vinke

Case Number 11-30473

Judge: George R. Hodges

Dated: November 23, 2011

SSN (1): XXX-XX-6958

SSN (2): XXX-XX-7785

**MOTION OF TRUSTEE FOR DETERMINATION  
OF STATUS OF CLAIMS IN CONFIRMED PLAN**

The undersigned trustee in the above-referenced Chapter 13 case reports that he has examined the Proofs of Claim filed in the case and hereby moves that the claims be allowed as reported below for payment by the trustee under the terms of the confirmed plan. To the extent that any claim as reported differs from the claim as scheduled or filed, the trustee OBJECTS to that claim and classifies it as he believes proper under applicable law. The claims as reported herein include those proofs of claim believed by the trustee to have been filed pursuant to Federal Rule of Bankruptcy Procedure 3004.

**IF YOU ARE A CREDITOR, TAKE NOTICE THAT YOUR RIGHTS MAY BE AFFECTED BY THE FINAL DISPOSITION OF THE TRUSTEE'S MOTION.**

Payee	Trustee Claim #	Clerk Claim #	Type	Level	Filed Claim Amt	Allowed Claim Amt	Acct # (Last 4)
AMERICAN EXPRESS CENTURION BANK	10	14	U-Unsecured	80	\$8,587.46	\$8,587.46	1002
BRAESAEL MANAGEMENT COMPANY LLC	3		Z-Notice Only	99	\$0.00	NOT FILED	
CHASE BANK USA	15	7	U-Unsecured	80	\$462.43	\$462.43	4585
CITIBANK NA	12	2	U-Unsecured	80	\$8,405.33	\$8,405.33	9295
CITIBANK NA	22	2	U-Unsecured	80	\$8,405.33	STOP PAY	9295
DIRECT TV	19		V-Vehicle/Other Leases	98	\$0.00	PAY OUTSIDE	
DISCOVER BANK/DB SERVICING CORP	13	4	U-Unsecured	80	\$10,678.15	\$10,678.15	6228
ECAST SETTLEMENT CORPORATION	11	13	U-Unsecured	80	\$25,683.42	\$25,683.42	3876
ECAST SETTLEMENT CORPORATION	24	12	U-Unsecured	80	\$4,324.06	\$4,324.06	3478
FIRST NATIONAL BANK OF OMAHA	14	3	U-Unsecured	80	\$12,419.22	\$12,419.22	9956
HSBC BANK NEVADA NA	4	6	C-Car (910)	50	\$781.10	SURRENDERED	3421
MATTHEW VINKE	21		Z-Notice Only	99	\$0.00	NOT FILED	
ORTHO CAROLINA	16		U-Unsecured	80	\$0.00	NOT FILED	6085
SEARS	17		U-Unsecured	80	\$0.00	NOT FILED	1243
TERRY M DUNCAN, ATTORNEY AT LAW	1		B-Base Attorney Fee(s)	20	\$3,250.00	\$2,255.00	3250
TRULIANT FEDERAL CREDIT UNION	18	9	U-Unsecured	80	\$5,151.49	\$5,151.49	0149
TRULIANT FEDERAL CREDIT UNION	5	15	N-Mortgage/Lease Arrear	50	\$3,886.70	\$3,886.70	0190
TRULIANT FEDERAL CREDIT UNION	6	15	M-Mortgage/Lease	30	\$120,935.13	CONDUIT	0190
TRULIANT FEDERAL CREDIT UNION	7	11	S-Secured-Pro-Rata	50	\$18,175.00	\$18,175.00	0157
TRULIANT FEDERAL CREDIT UNION	8	10	C-Car (910)	50	\$18,148.51	\$18,148.51	0150
TRULIANT FEDERAL CREDIT UNION	9		S-Secured-Pro-Rata	98	\$0.00	PAY OUTSIDE	155

CASE NO: 11-30473

DEBTORS: Michael John Vinke AND Jana Lynn Vinke

Payee	Trustee Claim #	Clerk Claim #	Type	Level	Filed Claim Amt	Allowed Claim Amt	Acct # (Last 4)
TRULIANT FEDERAL CREDIT UNION	10,007	11	U-Unsecured	80	\$15,771.32	\$15,771.32	0157
UNITED GUARANTY COMMERCIAL INS CO OF NC	23	5	U-Unsecured	80	\$7,742.28	\$7,742.28	9295
VERIZON WIRELESS	20		V-Vehicle/Other Leases	98	\$0.00	PAY OUTSIDE	

Wherefore, the trustee respectfully requests that the Court grant his motion and classify the claims for payment by the trustee as set forth herein, and that it grant such other and further relief as is appropriate and just.

Dated: November 23, 2011

Warren L. Tadlock  
 Standing Chapter 13 Trustee  
 4600 Park Rd Ste 101  
 Charlotte, NC 28209-0201

CASE NO: 11-30473

DEBTORS: Michael John Vinke AND Jana Lynn Vinke

**NOTICE OF MOTION OF TRUSTEE FOR DETERMINATION  
OF STATUS OF CLAIMS IN CONFIRMED PLAN**

The Chapter 13 trustee has filed a motion in the above-referenced Chapter 13 case for determination of status of claims, for payment by the trustee under the debtors' confirmed plan.

YOUR RIGHTS MAY BE AFFECTED. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. If you do not have an attorney, you may wish to consult one.

If you want to object to the classification and/or treatment of your claim as contained in the trustee's motion, then you or your attorney must file with the court a written response to the motion and a request for hearing, within thirty (30) days of the date of this notice at the following address:

CLERK, U.S. BANKRUPTCY COURT  
401 W TRADE ST.  
CHARLOTTE, NC 28202

If you MAIL your response to the court for filing, you must mail it early enough for the court to RECEIVE it on or before the deadline stated above.

**Please refer to the trustee's claim number in any response you may file.**

NO HEARING WILL BE HELD UNLESS A RESPONSE IS FILED.

If you file a response, then a hearing on the trustee's motion will be on Tuesday, January 10, 2012 at 9:30 am at the following address.

Charles Jonas Federal Building  
Room 126  
401 West Trade Street  
Charlotte, NC 28202-1619

If you or your attorney do not take these steps, the court may decide that you do not oppose the classification and treatment of your claim as reported by the trustee, and grant the motion.

Dated: November 23, 2011

Warren L. Tadlock  
Standing Chapter 13 Trustee  
By: C. Jeter

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SSN (2): XXX-XX-7785

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Judge: George R. Hodges  
Dated: 11/23/2011

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies a copy of the attached document has been served on the parties whose names and addresses are listed below by United States first class mail, postage prepaid on November 23, 2011.

C. Jeter

Office of the Chapter 13 Trustee

AMERICAN EXPRESS CENTURION BANK, C/O BECKET & LEE LLP, PO BOX 3001, MALVERN, PA 19355  
BRAESAEL MANAGEMENT COMPANY LLC, PO BOX 2671, MATTHEWS, NC 28106  
CHASE BANK USA, C/O CREDITORS BANKRUPTCY SVC, PO BOX 740933, DALLAS, TX 75374  
CITIBANK NA, THE STUDENT LOAN CORPORATION, C/O CITIBANK (SOUTH DAKOTA) NA, 701 E 60TH ST N MC2135, SIOUX FALLS, SD 57117  
DIRECT TV, PO BOX 11732, NEWARK, NJ 07101  
DISCOVER BANK/DB SERVICING CORP, PO BOX 3025, NEW ALBANY, OH 43054  
ECAST SETTLEMENT CORPORATION, PO BOX 29262, NEW YORK, NY 10087  
FIRST NATIONAL BANK OF OMAHA, 1620 DODGE STREET STOP CODE 3105, OMAHA, NE 68197  
HSBC BANK NEVADA NA, C/O BASS & ASSOCIATES PC, 3936 E FT LOWELL RD STE #200, TUCSON, AZ 85712  
MATTHEW VINKE, PO BOX 42975, CHARLOTTE, NC 28215  
Michael John Vinke, Jana Lynn Vinke, PO Box 42975, Charlotte, NC 28215  
ORTHO CAROLINA, PO BOX 602185, CHARLOTTE, NC 28260  
SEARS, PO BOX 183082, COLUMBUS, OH 43218  
TRULIANT FEDERAL CREDIT UNION, PO BOX 25132, WINSTON SALEM, NC 27114  
TRULIANT FEDERAL CREDIT UNION, PO BOX 26000, WINSTON SALEM, NC 27114  
UNITED GUARANTY COMMERCIAL INS CO OF NC, PO BOX 20327, GREENSBORO, NC 27420  
VERIZON WIRELESS, PO BOX 105378, ATLANTA, GA 30348

Total Served: 17